

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

VIRTAMOVE, CORP.,

Plaintiff,

v.

HEWLETT PACKARD ENTERPRISE
COMPANY,

Defendant.

Case No. 2:24-cv-00093-JRG-RSP
(Lead Case)

JURY TRIAL DEMANDED

VIRTAMOVE, CORP.,

Plaintiff,

v.

INTERNATIONAL BUSINESS MACHINES
CORP.,

Defendant.

Case No. 2:24-CV-00064-JRG-RSP
(Member Case)

JURY TRIAL DEMANDED

JOINT MOTION FOR LEAVE TO TAKE DEPOSITIONS OUT OF TIME

Plaintiff VirtaMove (“Plaintiff”) and Defendant International Business Machines Corp. (“Defendant”) (altogether the “parties”) hereby move the Court for leave to conduct two depositions after the original fact discovery deadline.

The original fact discovery deadline was May 29, 2025. Due to scheduling issues, the parties and the following two witnesses were unable to schedule the two depositions before the close of fact discovery. Plaintiff and Defendant have agreed to the following depositions (the timing of which neither party opposes):

Deponent	Date
David Roth	May 30, 2025
John Beck	June 4, 2025

In this motion, the parties jointly seek leave be granted to the foregoing limited discovery.

The parties are not seeking leave for purposes of delay.

Dated: June 4, 2025

Respectfully submitted,

/s/ Jefferson Cummings

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Attorneys for Defendant

International Business Machines Corp.

CERTIFICATE OF CONFERENCE

The undersigned certifies that counsel for Plaintiff conferred with counsel for Defendant, and this is a joint motion.

/s/ Jefferson Cummings
Jefferson Cummings

CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via CM/ECF on June 4, 2025.

/s/ Jefferson Cummings
Jefferson Cummings